



MINUTES OF
EUREKA CITY COUNCIL

January 21, 2020

The City Council of the City of Eureka met in REGULAR Session on the above date, 5:00 P.M. Closed Session, 6:00 P.M. Open Session, at the Eureka City Hall, Council Chambers, 531 "K" Street, Eureka.

Public Comment: None

CLOSED SESSION - 5:00 P.M.

Conference with legal counsel – existing litigation
Oscar Leatherman and Kelly Pifferini v. City of Eureka, et al.
Northern District of California Case No. 4:17-cv-05610-HSG
Pursuant to Section 54956.9 California Government Code

Conference with legal counsel – existing litigation
Carrie Capolupo v. City of Eureka, et al.
Humboldt County Superior Court Case No. CV1901026
Pursuant to Section 54956.9 California Government Code

REGULAR SESSION – 6:00 P.M.

ROLL CALL:

PRESENT: Seaman
Castellano
Messner
Arroyo
Allison
Bergel

ABSENT: None

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION: No final actions to report.

MAYOR'S ANNOUNCEMENTS:

Robin Praszker and Sierra Jenkins introduced the Eureka Youth Council.

Councilmember Messner presented a proclamation for Human Trafficking Awareness Month

Mayor Seaman announced Light up Eureka regarding lighting in Eureka Town Hall meeting 1/22/2020 at 5:30 PM

Mayor of San Jose has asked Mayor Seaman to serve on a steering committee to draft governance for a customer owned utility project.

PRESENTATIONS: None

BOARD/COMMISSION REPORTS: None

PUBLIC COMMENT PERIOD:

Ann White

James Graham

Cornelius Loewenstein

A) PUBLIC HEARINGS: None

B) CONSENT CALENDAR: Allison moved, seconded by Messner, to approve the Consent Calendar, motion Carried

Ayes: Castellano, Messner, Arroyo, Allison, Bergel

Noes: None

Absent: None

B.1 Council Meeting Minutes – Approved the regular Council meeting minutes of January 7, 2020 as submitted.

B.2 Water Improvements 2019 Project Acceptance - Accept the Water Improvement 2019 project, Bid No 2019-21 and authorize the filing of a "Notice of Completion" at the Office of the County Recorder.

B.3 Destruction of Records - Adopt Resolution No. 2020-02 of the City Council for Destruction of Certain Records in the Police Department.

D) REPORTS/ACTION ITEMS

- D.1 Klamath River Renewal Corporation (KRRC) Project - Matt Cox, KRRC provided a report. The following individuals addressed the Council regarding this subject matter:

Craig Tucker

Allison moved, seconded by Bergel, to authorize the Mayor to sign a "Letter of Support" for the removal of the four lowermost dams on the Klamath River, motion Carried

Ayes: Castellano, Messner, Arroyo, Allison, Bergel

Noes: None

Absent: None

C) ORDINANCES/RESOLUTIONS

- C.1 "Q" Qualified Combining Zone District Text and Local Coastal Program Amendment - Senior Planner Kristen Goetz provided a report. No one from the public addressed the Council regarding this subject matter.

Messner moved, seconded by Allison, to waive reading, read by title only, and adopt Bill No. 975-C.S., Ordinance No. 895-C.S, approving the Text and Local Coastal Program Amendment adding a "Q" Qualified Combining Zone District to Title 10 Chapter 5 of the Eureka Municipal Code; and directed Staff to submit the Local Coastal Program Amendment to the California Coastal Commission; and adopt Resolution No. 2020-03 "A Resolution of the City Council of the City of Eureka Transmitting to the California Coastal Commission for certification an Amendment to the Implementation Plan portion of the Adopted and Certified City of Eureka Local Coastal Program to add a Qualifying "Q" Combining District to Eureka Municipal Code Title 10 Chapter 5, motion Carried

Ayes: Castellano, Messner, Arroyo, Allison, Bergel

Noes: None

Absent: None

- C.2 Text and Local Coastal Program (LCP) Amendment to raise the building height limit from 35 feet to 55 feet within the Coastal Service Commercial (CS) Zone District - Senior Planner Lisa Savage provided a report. No one from the public addressed the Council regarding this subject matter.

Allison moved, seconded by Castellano, Waive reading, read by title only and adopt Bill No. 976-C.S., Ordinance No. 896-C.S. approving the Text and Local Coastal Plan Amendment to raise the building height limit from 35 feet to 55 feet within the Coastal Service Commercial (CS) Zone District; and directed Staff to submit the Local Coastal Program Amendment to the California Coastal Commission and adopt Resolution No. 23020-04 "A Resolution of the City Council of the City of Eureka transmitting an amendment to the Implementation Plan portion of the Local Coastal Program to the

California Coastal Commission for certification to increase the building height limit from 35 feet to 55 feet within the Coastal Service Commercial (CS) Zone District", motion Carried

Ayes: Castellano, Messner, Arroyo, Allison, Bergel
Noes: None
Absent: None

- C.3 Crowley Site Local Coastal Program Amendment - Associate Planner, Swan Asbury provided a report. Senior Planner Kristen Goetz provided information. No one from the public addressed the Council regarding this subject matter.

Messner moved, seconded by Arroyo, Waive reading, read by title only and adopt Bill No. 972-C.S., Ordinance No. 894-C.S., an Ordinance of the City Council of the City of Eureka amending the Land Use Plan Map and the Implementation Plan Map of the Local Coastal Program (LCP) to cause parcel 019-271-004 to be zoned Service Commercial (CS) and have a land use designation of General Service Commercial (GSC), and to add a Qualified (Q) combining district designation. The "Q" designation will specify the principally allowed uses and limitations on uses for the site.; and Direct Staff to submit the Local Coastal Program Amendment to the California Coastal Commission and adopt Resolution No. 2020-05 "A Resolution of the City Council of the City of Eureka Transmitting an Amendment to the Local Coastal Program for parcel 019-271-004 to be zoned Service Commercial (CS) and have a land use designation of General Service Commercial (GSC), and to add a Qualified (Q) Combining District Designation to the California Coastal Commission for certification, motion Carried

Ayes: Castellano, Messner, Arroyo, Allison, Bergel
Noes: None
Absent: None

- C.4 Obstructive and Aggressive Conduct Ordinance - City Attorney Bob Black provided a report. No one from the public addressed the Council regarding this subject matter.

Bergel moved, seconded by Messner, Waive reading, read by title only and Adopt Bill No. 969-C.S. an Ordinance of the City of Eureka Repealing Section 130.06 of the Eureka Municipal Code regarding Solicitation and adding Section 130.11 to prohibit Aggressive and Obstructive Conduct, motion Carried

Ayes: Castellano, Messner, Arroyo, Allison, Bergel
Noes: None
Absent: None

E) CITY MANAGER REPORTS

City Manager Dean Lotter provided information regarding his first month as City Manager.

COUNCIL REPORTS / CITY-RELATED TRAVEL REPORTS

Councilmember Bergel read the City's Human Rights Resolution passed in 2017 to remind the public of the city's intention. She also thanked HBF for their service.

Councilmember Allison also acknowledged the 2017 Human Rights Resolution

Councilmember Arroyo toured the Agesis treatment facility. She is working with Jenna Catsos, Michelle Cartlidge and Swan Asbury on the Street Art Festival to be held in Henderson Center.

Acknowledged Rana Jean Krueger of the Shanty who passed away recently.

Councilmember Messner also acknowledged the 2017 resolution and how the City is working to instill the resolution.

She is attending policy committee meetings in Sacramento on the 23rd and 24th of January. The Chamber annual dinner is Jan 31st.

Councilmember Castellano, appreciates the Human Rights Resolution. She attended the climate action plan meeting with city and county. The Public Works equipment show was interesting and its great to see how those vehicles will support the community. She toured Agesis and attended the NAACP event and MLK Celebration at the Adorni Center. By consensus, Council agreed to send a letter supporting Eureka Poet Laureate Program. She also has a concern about the lack of clarity around board and commission member roles.

ADJOURNMENT: 7:55 PM

APPROVED:



Susan Seaman
Mayor

Attest:



Pamela J. Powell
City Clerk